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APR 26 2004  
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Patent

Docket No. MTI-31041

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Er-Xuan Ping et al.  
Serial No. : 09/816,962  
Filing Date : March 23, 2001  
For : Method for Forming Raised Structures by Controlled Selective Epitaxial Growth of Facet Using Spacer  
Confirmation No : 8677  
Examiner : ROMAN, Angel  
Group Art Unit : 2812

**CERTIFICATION UNDER 37 CFR 1.8(a) and 1.10**

I hereby certify that, on the date shown below, this correspondence is being transmitted by facsimile to Fax No. 703-872-9306 addressed to Examiner Angel Roman at the Patent and Trademark Office.

Date: 4-26-04Patricia Piccini

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**STATUS INQUIRY**

Sir:

The Decision to grant Applicant's Petition for Withdrawal from Issue of the above-referenced application was mailed May 1, 2003. The Decision indicated that the application was to be forwarded to Technology Center AU 2812 for processing of the Request for Continued Examination (RCE) (submitted April 28, 2003).

More than **eleven (11) months** has passed from the Decision to grant the Petition, with no further communication from the U.S. Patent and Trademark Office. Please advise as to the status of this application and when we can expect to receive the next communication.

Respectfully submitted,

Dated: April 26, 2004Kristine M. Strodthoff  
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